

1 BUCHALTER
A Professional Corporation
2 C. DANA HOBART, ESQ. (CA SBN: 125139) (*Admitted Pro Hac Vice*)
1000 Wilshire Boulevard, Suite 1500
3 Los Angeles, CA 90017
Telephone: 213.891.0700
4 Fax: 213.896.0400
Email: dhobart@buchalter.com

5 HEJMANOWSKI & McCREA
6 PAUL HEJMANOWSKI, ESQ. (NV SBN: 94)
CHARLES MCCREA, ESQ. (NV SBN: 104)
7 520 South Fourth Street, Suite 320
8 Las Vegas, NV 89101
Telephone: 702.834.8777
9 Fax: 702.834.5262
Email: prh@hmlawlv.com
10 chm@hmlawlv.com

11 Attorneys for Plaintiffs,
12 AERODYNAMICS INCORPORATED and
ADI HOLDINGS COMPANY, INC.

13
14 **IN THE UNITED STATES DISTRICT COURT**
15 **FOR THE DISTRICT OF NEVADA**

16 AERODYNAMICS INCORPORATED, a
Michigan corporation; ADI HOLDINGS
17 COMPANY INC., a Georgia corporation,

18 Plaintiffs,

19 vs.

20 CAESARS ENTERTAINMENT OPERATING
COMPANY, INC., a Delaware corporation;
21 STEVEN MARKHOFF, an individual;
INTERNATIONAL MANAGEMENT
22 SOLUTIONS LLC, a Delaware corporation; VIA
AIRLINES, INC., a Colorado corporation; VIA
23 AIR, LLC, a Delaware corporation; and AMOS
VIZER, an individual,

24 Defendants.
25
26
27
28

Case No. 2:15-cv-1344-JAD-BNW

**STIPULATION AND
ORDER EXTENDING TIME FOR
PLAINTIFFS TO FILE REPLY IN
SUPPORT OF MOTION FOR
VOLUNTARY DISMISSAL WITHOUT
PREJUDICE OF VIA AIRLINES, INC.
[DKT. NOS. 326 AND 327]**

(FIRST REQUEST BY PLAINTIFFS)

ECF Nos. 332, 333

1 Plaintiffs Aerodynamics Incorporated and ADI Holdings Company, Inc. (collectively
2 “Plaintiffs”) by and through their undersigned counsel, and Defendants Caesars Entertainment
3 Operating Company, Inc. (“Caesars”); Steven Markhoff and International Management Solutions,
4 LLC (collectively “Markhoff”); and Via Air, LLC and Amos Vizer (collectively “Via” or the
5 “Via Entities”), by and through their undersigned counsel, hereby state as follows:

6 1. On November 26, 2019, Plaintiffs filed their Motion for Voluntary Dismissal
7 without Prejudice of Via Airlines, Inc. (“Motion”) [Dkt. No. 320];

8 2. On December 16, 2019, after two extensions of time requested by Caesars and
9 Markhoff, agreed to by Plaintiffs, and granted by this Court [Dkt. Nos. 322-325], Caesars and
10 Markhoff filed their respective Responses to the Motion [Dkt. Nos. 326 and 327];¹

11 3. This is the first stipulation for an extension of time requested by Plaintiffs to file a
12 reply in support of the Motion;

13 4. The current deadline for Plaintiffs to file their reply is December 23, 2019;

14 5. The parties have agreed to modify the briefing schedule to allow Plaintiffs a brief
15 extension of time to file their reply to and including Friday, December 27, 2019.

16 In light of the foregoing, the Parties STIPULATE AND AGREE, subject to this Court’s
17 approval, to extend the deadline for Plaintiffs to file their reply in support of the Motion to and
18 including December 27, 2019.

19 Dated this 19th day of December 2019
20 BUCHALTER, a Professional Corporation

21 By: /s/ C. Dana Hobart
22 C. Dana Hobart, Esq. (CA SBN: 125139)
23 1000 Wilshire Boulevard, Suite 1500
24 Los Angeles, CA 90017

25 HEJMANOWSKI & McCREA
26 Paul Hejmanowski, Esq., Bar No. 94
27 Las Vegas, NV 89101
28 520 South Fourth Street, Suite 320

Attorneys for Plaintiffs

Dated this 19th day of December 2019
PISANELLI BICE PLLC

By: /s/ M. Magali Mercera
James J. Pisanelli, Esq., Bar No. 4027
Debra L. Spinelli, Esq., Bar No. 9695
M. Magali Mercera, Esq., Bar No. 11742
Emily A. Buchwald, Esq., Bar No. 13442
400 South 7th Street, Suite 300
Las Vegas, NV 89101

*Attorneys for Caesars Entertainment
Operating Company, Inc.*

¹ Defendants Via Airlines, Inc., Via Air, LLC, and Amos Vizer did not file oppositions to the Motion and have represented to the Court that they do not take a position as to the Motion [Dkt. No. 324].

1 Dated this 19th day of December 2019

2 BROWNSTEIN HYATT FARBER
3 SCHRECK, LLP

4 By: /s/ Frank M. Flansburg
5 Frank M. Flansburg III, Esq., Bar No. 6974
6 Troy P. Domina, Esq., Bar No. 13862
7 100 North City Parkway, Suite 1600
8 Las Vegas, NV 89106

9 *Attorneys for Defendants Steven Markhoff and*
10 *International Management Solutions LLC*

Dated this 19th day of December 2019

BITMAN O'BRIEN & MORAT, PLLC

By: /s/ Ronnie J. Bitman
Ronnie J. Bitman, Esq., FL Bar No. 744891
(admitted *pro hac vice*)
255 Primera Blvd., Suite 128
Lake Mary, FL 32746

Matthew T. Dushoff, Esq., Bar No. 4975
KOLESAR & LEATHAM
400 S. Rampart Blvd., Suite 400
Las Vegas, Nevada 89145

*Attorneys for Defendants Via Airlines, Inc.,
Via Air, LLC, and Amos Vizer*

11
12 **ORDER**

13
14 IT IS HEREBY ORDERED that Plaintiffs' Motion for Leave to File Omnibus Reply Brief in
15 Excess of Page Limits [ECF No. 332] is **GRANTED**. Plaintiffs may file a single reply to
16 Caesars's and Markhoff's Responses to Plaintiffs' Motion for Voluntary Dismissal Without
17 Prejudice as to Defendant Via Airlines, Inc., which does not exceed 24 pages. Based on the
18 parties' stipulation [ECF No. 333], IT IS FURTHER ORDERED that plaintiffs have until
19 December 27, 2019, to file that reply brief.

20
21
22
23
24
25
26
27
28


U.S. District Judge Jennifer A. Dorsey
Dated: December 23, 2019